55

REGULATION OF 1904.

The Code of Criminal Procedure.

CONTENTS.

PART I.

PRELIMINARY.

CHAPTER I.

Sections.

1 Short title.
Commencement.
Extent.
2 Repeal of enactments.
Notifications, etc., under repealed enactments.
Pending cases.
3 References to Code of Criminal Procedure and other repealed enactments.
Expressions in former enactments.
4 Definitions.
Words referring to acts.
Words to have same meaning as in Indian Penal Code.
5 Trial of offences under Penal Code.
Trial of offences against other laws

PART II.

CONSTITUTION AND POWERS OF CRIMINAL COURTS AND OFFICES.

CHAPTER II.

OF THE CONSTITUTION OF CRIMINAL COURTS AND OFFICES.

A.—Classes of Criminal Courts.

6 Classes of Criminal Courts.

B.—Territorial Divisions.

7 Sessions divisions and districts.
Power to alter divisions and districts.
Existing divisions and districts maintained till altered.
8 Power to divide districts into sub-divisions.
Existing subdivisions maintained.

C.—Courts and Offices.

9 Court of Session.
10 District Magistrate.
11 Officers temporarily succeeding to vacancies in office of District Magistrate.
12 Subordinate Magistrates.
Local limits of their jurisdiction.
13 Power to put Magistrate in charge of sub-division.
Delegation of powers to District Magistrate.
14 Special Magistrates.
15 Benches of Magistrates.
Powers exerciseable by Bench in absence of special direction.
16 Power to frame rules for guidance of Benches.
17 Subordination of Magistrates and Benches to District Magistra, to Sub-divisional Magistrate.
Subordination of Assistant Sessions Judges to Sessions Judge.

F.—Suspension and Removal.

26 Suspension and removal of Judges and Magistrates.

CHAPTER III.

POWERS OF COURTS.

A.—Description of Offences cognizable by each Court.

28 Offences under Penal Code.
29 Offences under other laws.
30 Offences not punishable with death.

B—Sentences which may be passed by Courts of various Classes.

ns.
31 Sentences which Chief Court and Sessions Judges may pass.
32 Sentences which Magistrates may pass.
33 Power of Magistrates to sentence to imprisonment in default of fine.
Proviso as to certain cases.
34 Higher powers of certain Magistrates.
35 Sentence in cases of conviction of several offences at one trial.
Maximum term of punishment.

C.—Ordinary and Additional Powers.

36 Ordinary powers of Magistrates.
37 Additional powers conferrable on Magistrates.
38 Control of District Magistrate's investing power.

D—Conferment, Continuance and Cancellation of Powers.

39 Mode of conferring powers.
40 Continuance of powers of officers transferred.
41 Powers may be cancelled.

PART III.

GENERAL PROVISIONS.

CHAPTER IV.

OF AID AND INFORMATION TO THE MAGISTRATES, THE POLICE AND PERSONS MAKING ARRESTS.

42 Public when to assist Magistrates and Police.
43 Aid to person, other than police officer, executing warrant.
44 Public to give information of certain offences.
45 Village headmen, accountants, landholders and others bound to report certain matters.
Appointment of village headmen by District Magistrate in certain cases for purposes of this section.

CHAPTER V.

OF ARREST, ESCAPE AND RETAKING.

A—Arrest generally.

46 Arrest how made.
Resisting endeavour to arrest.
47 Search of place entered by person sought to be arrested.
48 Procedure where ingress not obtainable.
Breaking open zanana.
49 Power to break open doors and windows for purposes of liberation.
50 No unnecessary restraint.
51 Search of arrested persons.
52 Mode of searching women.
53 Power to seize offensive weapons.

B—Arrest without Warrant.

54 When police may arrest without warrant.
55 Arrest of vagabonds, habitual robbers, etc.
56 Procedure when police officer deputes subordinate to arrest without warrant.
57 Refusal to give name and residence.
58 Pursuit of offenders into other jurisdictions.
59 Arrest by private persons.
Procedure on such arrest.
60 Person arrested to be taken before Magistrate or officer in charge of police-station.
61 Person arrested not to be detained more than twenty-four hours.
62 Police to report apprehensions.
63 Discharge of persons apprehended.
64 Offence committed in Magistrate's presence.
65 Arrest by or in presence of Magistrate.
66 Power, on escape, to pursue and retake.
67 Provisions of sections 47, 48 and 49 to apply to arrests under section 66.

CHAPTER VI.

OF PROCESSES TO COMPEL APPEARANCE.

A—Summons

68 Form of summons.
Summons by whom served.
69 Summons how served.
Signature of receipt for summons.

Sections.

70 Service when person summoned cannot be found.
71 Procedure when service cannot be effected as before provided.
72 Service on servant of Government or of Railway Company.
73 Service of summons outside local limits.
74 Proof of service in such cases, and when serving officer not present.

B—Warrant of Arrest.

75 Form of warrant of arrest.
Continuance of warrant of arrest.
76 Court may direct security to be taken.
Recognizance to be forwarded.
77 Warrants to whom directed.
Warrant to several persons.
78 Warrant may be directed to landholders, etc.
79 Warrant directed to police-officer.
80 Notification of substance of warrant.
81 Person arrested to be brought before Court without delay.
82 Where warrant may be executed.
83 Warrant forwarded for execution outside jurisdiction.
84 Warrant directed to police-officer for execution outside jurisdiction.
85 Procedure on arrest of person against whom warrant issued.
86 Procedure by Magistrate before whom person arrested is brought.

C—Proclamation and Attachment.

87 Proclamation for person absconding.
88 Attachment of property of person absconding.
89 Restoration of attached property.

D—Other Rules regarding Processes.

90 Issue of warrant in lieu of, or in addition to, summons.
91 Power to take bond for appearance.
92 Arrest on breach of bond for appearance.
93 Provisions of this Chapter generally applicable to summonses and warrants of arrest.

CHAPTER VII.

Of Processes to compel the Production of Documents and other Moveable Property, and for the Discovery of Persons wrongfully confined.

A—Summons to produce.

94 Summons to produce document or other thing.
95 Procedure as to letters and telegrams.

B—Search-warrants.

96 When search-warrant may be issued.
97 Power to restrict warrant.
98 Search of house suspected to contain stolen property, forged documents, etc.
99 Disposal of things found in search beyond jurisdiction.

C—Discovery of Persons wrongfully confined.

100 Search for persons wrongfully confined.

D—General Provisions relating to Searches.

101 Direction, etc., of search-warrants.
102 Persons in charge of closed place to allow search.
103 Search to be made in presence of witnesses.
Occupant of place searched may attend.

E—Miscellaneous.

104 Power to impound document, etc., produced.
105 Magistrate may direct search in his presence.

PART IV.

PREVENTION OF OFFENCES.

CHAPTER VIII.

Of Security for keeping the Peace and for Good Behaviour.

A—Security for keeping the Peace on Conviction.

106 Security for keeping the peace on conviction.

B—Security for keeping the Peace in other cases and Security for Good Behaviour.

Sections.

107 Security for keeping the peace in other cases.
Procedure of Magistrate not empowered to act under sub-section (1).
108 Security for good behaviour from persons disseminating seditious matter.
109 Security for good behaviour from vagrants and suspected persons.
110 Security for good behaviour from habitual offenders.
112 Order to be made.
113 Procedure in respect of person present in Court.
114 Summons or warrant in case of person not so present.
115 Copy of order under section 112 to accompany summons or warrant.
116 Power to dispense with personal attendance.
117 Inquiry as to truth of information.
118 Order to give security.
119 Discharge of person informed against.

C—Proceedings in all Cases subsequent to order to furnish Security.

120 Commencement of period for which security is required.
121 Contents of bond.
122 Power to reject sureties.
123 Imprisonment in default of security.
Proceedings when to be laid before Court of Session.
Kind of imprisonment.
124 Power to release persons imprisoned for failing to give security.
125 Power of District Magistrate to cancel any bond for keeping the peace or good behaviour.
126 Discharge of sureties.

CHAPTER IX.

Unlawful Assemblies.

127 Assembly to disperse on command of Magistrate or police-officer.
128 Use of civil force to disperse.
129 Use of military force.
130 Duty of officer commanding troops required by Magistrate to disperse assembly.
131 Power of commissioned military officers to disperse assembly.
132 Protection against prosecution for acts done under this Chapter.

CHAPTER X.

Public Nuisances.

133 Conditional order for removal of nuisance.
134 Service or notification of order.
135 Person to whom order is addressed to obey, or show cause or claim jury.
136 Consequence of his failing to do so.
137 Procedure where he appears to show cause.
138 Procedure where he claims jury.
139 Procedure where jury finds Magistrate's order to be reasonable.
140 Procedure on order being made absolute.
Consequences of disobedience to order.
141 Procedure on failure to appoint jury or omission to return verdict.
142 Injunction pending inquiry.
143 Magistrate may prohibit repetition or continuance of public nuisance.

CHAPTER XI.

Temporary Orders in Urgent Cases of Nuisance or apprehended Danger.

144 Power to issue order absolute at once in urgent cases of nuisance or apprehended danger.

CHAPTER XII.

Disputes as to Immoveable Property.

145 Procedure where dispute concerning land, etc., is likely to cause breach of peace.
Inquiry as to possession.
Party in possession to retain possession until legally evicted.

Sections.
146 Power to attach subject of dispute.
147 Disputes concerng easements, etc.
148 Local inquiry.
Order as to costs.

CHAPTER XIII.

Preventive Action of the Police.

149 Police to prevent cognizable offences.
170 Information of design to commit such offences.
151 Arrest to prevent such offences.
152 Prevention of injury to public property.
153 Inspection of weights and measures.

PART V.

INFORMATION TO THE POLICE AND THEIR POWERS TO INVESTIGATE.

CHAPTER XIV.

154 Information in cognizable cases.
155 Information in non-cognizable cases.
Investigation into non-cognizable cases.
156 Investigation into cognizable cases.
157 Procedure where cognizable offence suspected;
where local investigation dispensed with;
where police-officer in charge sees no sufficient grounds for investigation.
158 Reports under section 157 how submitted.
159 Power to hold investigation or preliminary inquiry.
160 Police-officer's power to require attendance of witnesses.
161 Examination of witnesses by police.
162 Statements to police not to be signed or admitted in evidence.
163 No inducement to be offered.
164 Power to record statements and confessions.
165 Search by police-officer.
166 When officer in charge of police-station may require another to issue search-warrant.
167 Procedure when investigation cannot be completed in twenty-four hours.
168 Report of investigation by subordinate police-officer.
169 Release of accused when evidence deficient.
170 Case to be sent to Magistrate when evidence is sufficient.
171 Complainants and witnesses not to be required to accompany police-officer.
Complainants and witnesses not to be subjected to restraint.
Recusant complainant or witness may be forwarded in custody.
172 Diary of proceedings in investigation.
173 Report of police-officer.
174 Police to inquire and report on suicide, etc.
175 Power to summon persons.
176 Inquiry by Magistrate into cause of death.
Power to disinter corpses.

PART VI.

PROCEEDINGS IN PROSECUTIONS.

CHAPTER XV.

Of the Jurisdiction of the Criminal Courts in Inquiries and Trials.

A.—Place of Inquiry or Trial.

177 Ordinary place of inquiry and trial.
178 Power to order cases to be tried in different sessions divisions.
179 Accused triable in district where act is done, or where consequence ensues.
180 Place of trial where act is offence by reason of relation to other offence.
181 Being a thug or belonging to a gang of dacoits, escape from custody, etc.
Criminal misappropriation and criminal breach of trust.
Stealing.
Kidnapping and abduction.

Sections.

182 Place of inquiry or trial where scene of offence is uncertain, or not in one district only; or where offence is continuing; or consists of several acts.
183 Offence committed on a journey.
185 Chief Court to decide, in case of doubt, district where enquiry or trial shall take place.
186 Power to issue summons or warrant for offence committed beyond local jurisdiction.
Magistrate's procedure on arrest.
187 Procedure where warrant issued by subordinate Magistrate.
188 Liability of the Maharaja's subjects for offences committed out of Mysore.
189 Power to direct copies of depositions and exhibits to be received in evidence.

B—Conditions requisite for Initiation of Proceedings.

190 Cognizance of offences by Magistrates.
191 Transfer or commitment on application of accused.
192 Transfer of cases by Magistrates.
193 Cognizance of offences by Courts of Session.
195 Prosecution for contempts of lawful authority of public servants.
Prosecution for certain offences against public justice.
Prosecution for certain offences relating to documents given in evidence.
Nature of sanction necessary.
196 Prosecution for offences against the State.
197 Prosecution of Judges and public servants.
Power of Government as to prosecution.
198 Prosecution for breach of contract, defamation and offences against marriage.
199 Prosecution for adultery or enticing a married women.

CHAPTER XVI.

Of Complaints to Magistrates.

200 Examination of complainant.
201 Procedure by Magistrate not competent to take cognizance of the case.
202 Postponement of issue of process.
203 Dismissal of complaint.

CHAPTER XVII.

Of the Commencement of Proceedings before Magistrates.

204 Issue of process.
205 Magistrate may dispense with personal attendance of accused.

CHAPTER XVIII.

Of Inquiry into Cases triable by the Court of Session.

206 Power to commit for trial.
207 Procedure in inquiries preparatory to commitment.
208 Taking of evidence produced.
Process for production of further evidence.
209 When accused person to be discharged.
210 When charge is to be framed.
Charge to be explained, and copy furnished, to accused.
211 List of witnesses for defence on trial.
Further list.
212 Power of Magistrate to examine such witnesses.
213 Order of commitment.
215 Quashing commitments under section 213 or 214.
216 Summons to witnesses for defence when accused is committed.
Refusal to summon unnecessary witness unless deposit made.
217 Bond of complainants and witnesses.
Detention in custody in case of refusal to attend or to execute bond.
218 Commitment when to be notified.
Charge, etc., to be forwarded to Court of Session.
219 Power to summon supplementary witnesses.
220 Custody of accused pending trial.

CHAPTER XIX.

Of the Charge.

Form of Charges.

Sections.

221 Charge to state offence.
Specific name of offence sufficient description.
How stated where offence has no specific name.
What implied in charge.
Language of charge.
Previous conviction when to be set out.
222 Particulars as to time, place and person.
223 When manner of committing offence must be stated.
224 Words in charge taken in sense of law under which offence is punishable.
225 Effect of errors.
226 Procedure on commitment without charge or with imperfect charge.
227 Court may alter charge.
228 When trial may proceed immediately after alteration.
229 When new trial may be directed, or trial suspended.
230 Stay of proceedings if prosecution of offence in altered charge require previous sanction.
231 Recall of witnesses when charge altered.
232 Effect of material error.

Joinder of Charges.

233 Separate charges for distinct offences.
234 Three offences of same kind within year may be charged together.
235 Trial for more than one offence.
Offence falling within two definitions.
Acts constituting one offence, but constituting when combined a different offence.
236 Where it is doubtful what offence has been committed.
237 When a person is charged with one offence, he can be convicted of another.
238 When offence proved included in offence charged.
239 What persons may be charged jointly.
240 Withdrawal of remaining charges on conviction on one of several charges.

CHAPTER XX.

Of the Trial of Summons-cases by Magistrates.

241 Procedure in summons-cases.
242 Substance of accusation to be stated.
243 Conviction on admission of truth of accusation.
244 Procedure when no such admission is made.
245 Acquittal.
Sentence.
246 Finding not limited by complaint or summons.
247 Non-appearance of complainant.
248 Withdrawal of complaint.
249 Power to stop proceedings when no complainant.

Frivolous Accusations in Summons and Warrant-cases.

250 Frivolous or vexatious accusations.

CHAPTER XXI.

Of the Trial of Warrant-cases by Magistrates.

251 Procedure in warrant cases.
252 Evidence for prosecution.
253 Discharge of accused.
254 Charge to be framed when offence appears proved.
255 Plea.
256 Defence.
257 Process for compelling production of evidence at instance of accused.
258 Acquittal.
Conviction.
259 Absence of complainant.

CHAPTER XXII.

Of Summary Trials.

Sections.

260 Power to try summarily.
261 Power to invest Bench of Magistrates invested with less power.
262 Procedure for summons and warrant-cases applicable.
Limit of imprisonment.
263 Record in cases where there is no appeal.
264 Record in appealable cases.
265 Language of record and judgment.
Bench may be authorized to employ clerk.

CHAPTER XXIII.

Of Trials before Courts of Sessions.

A.—Preliminary.

268 Trials before Court of Sessions to be by jury or with assessors.
209 Government may order trials before Court of Session to be by jury.
270 Trial before Court of Session to be conducted by Public Prosecutor.

B—Commencement of Proceedings.

271 Commencement of trial.
Plea of guilty.
272 Refusal to plead or claim to be tried.
Trial by same jury or assessors of several offenders in succession.

C.—Choosing a Jury.

274 Number of jury.
275 Jury for trial of persons not Europeans or Americans before Court of Session.
276 Jurors to be chosen by lot.
Existing practice maintained;
persons not summoned when eligible;
277 Names of jurors to be called.
Objection to jurors.
278 Grounds of objection.
279 Decision of objection.
Supply of place of juror against whom objection allowed.
280 Foreman of jury.
281 Swearing of jurors.
282 Procedure when juror ceases to attend, etc.
283 Discharge of jury in case of sickness of prisoner.

D.—Choosing Assessors.

284 Assessors how chosen.
285 Procedure when assessor is unable to attend.

E.—Trial to Close of Cases for Prosecution and Defence.

286 Opening case for prosecution.
Examination of witnesses.
287 Examination of accused before Magistrate to be evidence.
288 Evidence given at Preliminary inquiry admissible.
289 Procedure after examination of witnesses for prosecution.
290 Defence.
291 Right of accused as to examination and summoning of witnesses.
292 Prosecutor's right of reply.
293 View by jury or assessors.
294 When juror or assessor may be examined.
295 Jury or Assessors to attend at adjourned sitting.

F.—Conclusion of Trial in Cases tried by Jury.

297 Charge to jury.
298 Duty of Judge.
299 Duty of jury.
300 Retirement to consider.
301 Delivery of verdict.
302 Procedure where jury differ.
303 Verdict to be given on each charge.
Judge may question jury.
Questions and answers to be recorded.
304 Amending verdict.
306 Verdict in Court of Session when to prevail.

Sections.

307 Procedure where Sessions Judge disagrees with verdict.

H—Conclusion of Trial in Cases tried with Assessors.

309 Delivery of opinions of assessors.
Judgment.

I.—Procedure in Case of previous Conviction.

310 Procedure in case of previous conviction.
311 When evidence of previous conviction may be given.

K.—List of Jurors and Assessors for Court of Session, and summoning Jurors and Assessors for that Court.

319 Liability to serve as jurors or assessors.
320 Exemptions.
321 List of jurors and assessors.
322 Publication of list.
323 Objections to list.
324 Revision of list.
Annual Revision of list.
325 Preparation of list of special jurors.
326 District Magistrate to summon jurors and assessors.
327 Power to summon another set of jurors or asssessors.
328 Form and contents of summons.
329 When Government or Railway servant may be excused.
330 Court may excuse attendance of juror or assessor.
Court may relieve special jurors from liability to serve again as juror or twelve months.
331 List of jurors and assessors attending.
332 Penalty for non-attendance of juror or assessor.

CHAPTER XXIV.

General Provisions as to Inquiries and Trials.

337 Tender of pardon to accomplice.
338 Power to direct tender of pardon.
339 Commitment of person to whom pardon has been tendered.
340 Right of accused to be defended.
341 Procedure where accused does not understand proceedings.
342 Power to examine the accused.
343 No influence to be used to induce disclosures.
344 Power to postpone or adjourn proceedings.
Remand.
Reasonable cause for remand.
345 Compounding offences.
346 Procedure of Provincial Magistrate in cases which he cannot dispose of.
347 Procedure when, after commencement of inquiry or trial, Magistrate finds case should committed.
348 Trial of persons previously convicted of offences against coinage, stamp-law or property.
349 Procedure when Magistrate cannot pass sentence sufficiently severe.
350 Conviction or commitment on evidence partly recorded by one Magistrate and partly by another.
351 Detention of offenders attending Court.
352 Courts to be open.

CHAPTER XXV.

Of the Mode of Taking and Recording Evidence in Inquiries and Trials.

353 Evidence to be taken in presence of accused.
354 Manner of recording evidence.
355 Record in summons-cases, and in trials of certain offences by first and second class Magistrates.
356 Record in other cases.
Evidence given in English.
Memorandum when evidence not taken down by the Magistrate or Judge himself.
357 Language of record of evidence.
358 Option to Magistrate in cases under section 355.
359 Mode of recording evidence under section 356 or section 357.

Sections.

360 Procedure in regard to such evidence when completed.
361 Interpretation of evidence to accused or his pleader.
363 Remarks respecting demeanour of witness.
364 Examination of accused how recorded.

CHAPTER XXVI.

Of the Judgment.

366 Mode of delivering judgment.
367 Language of judgment.
Contents of judgment.
Judgment in alternative.
368 Sentence of death.
Sentence of transportation.
369 Court not to alter judgment.
371 Copy of judgment, etc., to be given to accused on application.
Case of person sentence to death.
372 Judgment when to be translated.
373 Court of Session to send copy of finding and sentence to District Magistrate.

CHAPTER XXVII.

Of the Submission of Sentences for Confirmation.

374 Sentence of death to be submitted by Court of Session.
375 Power to direct further inquiry to be made or additional evidence to be taken.
376 Power of Chief Court to confirm sentence or annual conviction.
377 Confirmation or new sentence to be signed by two Judges.
378 Procedure in case of difference of opinion.
379 Procedure in cases submitted to Chief Court for confirmation.
380 Procedure in cases submitted by Magistrate not empowered o act under section 562.

CHAPTER XXVIII.

Of Execution.

381 Execution of order passed under section 376.
382 Postponement of capital sentence on pregnant woman.
383 Execution of sentences of transportation or imprisonment in other cases.
384 Direction of warrant for execution.
385 Warrant with whom to be lodged.
386 Warrant for levy of fine.
387 Effect of such warrant.
388 Suspension of execution of sentence of imprisonment.
389 Who may issue warrant.
390 Execution of sentence of whipping only.
391 Execution of sentence of whipping, in addition to imprisonment.
392 Mode of inflicting punishment.
Limit of number of stripes.
393 Not to be executed by instalments.
Exemptions.
394 Whipping not to be inflicted if offender not in fit state of health.
Stay of execution.
395 Procedure if punishment cannot be inflicted under section 394.
396 Execution of sentences on escaped convicts.
397 Sentence on offender already sentenced for another offence.
398 Saving as to sections 396 and 397.
399 Confinement of youthful offenders in reformatories.
400 Return of warrant on execution of sentence.

CHAPTER XXIX.

Of Suspensions, Remissions and Commutations of Sentences.

401 Power to suspend or remit sentences.
402 Power to commute punishment.

CHAPTER XXX.

Of previous Acquittals or Convictions.

Sections.

403 Persons once convicted or acquitted not to be tried for same offence.

PART VII.

OF APPEAL REFERENCE AND REVISION.

CHAPTER XXXI.

Of Appeals.

404 Unless otherwise provided, no appeal to lie.
405 Appeal from order rejecting application for restoration of attached property.
406 Appeal from order requiring security for good behaviour.
407 Appeal from sentence of Magistrate of the second or third class.
Transfer of appeals to first class Magistrate.
408 Appeal from sentence of Assistant Sessions Judge or Magistrate of the first class.
409 Appeals to Court of Session how heard.
410 Appeal from sentence of Court of Session.
412 No appeal in certain cases when accused pleads guilty.
413 No appeal in petty cases.
414 No appeal from certain summary convictions.
415 Proviso to sections 413 and 414.
417 Appeal on behalf of Government in case of acquittal.
418 Appeal on what matters admissible.
419 Petition of appeal.
420 Procedure when appellant in jail.
421 Summary dismissal of appeal.
422 Notice of appeal.
423 Powers of Appellate Court in disposing of appeal.
424 Judgments of subordinate Appellate Courts.
425 Order by Chief Court on appeal to be certified to Lower Court.
426 Suspension of sentence pending appeal.
Release of appellant on bail.
427 Arrest of accused in appeal from acquittal.
428 Appellate Court may take further evidence or direct it to be taken.
429 Procedure where Judges of Court of Appeal are equally divided.
430 Finality of orders on appeal.
431 Abatement of appeals.

CHAPTER XXXIII.

Of Reference and Revision.

435 Power to call for records of inferior Courts.
436 Power to order commitment.
437 Power to order inquiry.
438 Report to Chief Court.
439 Chief Court's powers of revision.
440 Optional with Court to hear parties.
442 Chief Court's order to be certified to Lower Court or Magistrate.

PART VIII.

SPECIAL PROCEEDINGS.

CHAPTER XXXIII.

Criminal Proceedings against Europeans and Americans.

460 Jury for trial of Europeans or Americans.
461 Jury when European or American charge jointly with one of another race.
462 Summoning and empanelling jurors under section 460.
463 Conduct of criminal proceedings against Europeans not being European British subjects, etc.

CHAPTER XXXIV.

LUNATICS.

Sections.

464 Procedure in case of accused being lunatic.
465 Procedure in case of person committed before Court of Session being lunatic.
466 Release of lunatic pending investigation or trial.
Custody of lunatic.
467 Resumption of inquiry or trial.
468 Procedure on accused appearing before Magistrate or Court.
469 When accused appears to have been insane.
470 Judgment of acquittal on ground of lunacy.
471 Person acquitted on such ground to be kept in safe custody.
Power of Government to relieve Inspector General of certain functions.
472 Lunatic prisoners to be visited by Inspector General.
473 Procedure where lunatic prisoner is reported capable of making his defence.
474 Procedure where lunatic confined under section 466 or 471 is declared fit to be discharged.
475 Delivery of lunatic to care of relative.

CHAPTER XXXV.

PROCEEDINGS IN CASE OF CERTAIN OFFENCES AFFECTING THE ADMINISTRATION OF JUSTICE.

476 Procedure in cases mentioned in section 195.
477 Power of Court of Session as to such offences committed before itself.
478 Power of Civil and Revenue Courts to complete inquiry and commit to Court of Session.
479 Procedure of Civil or Revenue Court in such cases.
480 Procedure in certain cases of contempt
481 Record in such cases.
482 Procedure where Court considers that case should not be dealt with under section 480.
483 When Registrar or Sub-Registrar to be deemed a Civil Court within sections 480 and 482.
484 Discharge of offender on submission or apology.
485 Imprisonment or committal of person refusing to answer or produce document.
486 Appeals from convictions in contempt cases.
487 Certain Judges and Magistrates not to try offences referred to in section 195 when committed before themselves.

CHAPTER XXXVI.

OF THE MAINTENANCE OF WIVES AND CHILDREN.

488 Order for maintenance of wives and children.
Enforcement of order.
489 Alteration in allowance.
490 Enforcement of order of maintenance.

PART IX.

SUPPLEMENTARY PROVISIONS.

CHAPTER XXXVIII.

OF THE PUBLIC PROSECUTOR.

492 Power to appoint Public Prosecutors.
493 Public Prosecutor may plead in all Courts in cases under his charge.
Pleaders, privately instructed, to be under his direction.
494 Effect of withdrawal from prosecution.
495 Permission to conduct prosecution.

CHAPTER XXXIX.

OF BAIL.

496 In what cases bail to be taken.
497 When bail may be taken in case of non-bailable offence.
498 Power to direct admission to bail or reduction of bail.

Sections.

499 Bond of accused and sureties.
500 Discharge from custody.
501 Power to order sufficient bail when that first taken is insufficient.
502 Discharge of sureties.

CHAPTER XL.

Of Commissions for the Examination of Witnesses.

503 When attendance of witness may be dispensed with.
Issue of Commission, and procedure thereunder.
505 Parties may examine witnesses.
506 Power of Subordinate Magistrate to apply for issue of commission.
507 Return of Commission.
508 Adjournment of inquiry or trial.

CHAPTER XLI.

Special Rules of Evidence.

509 Deposition of medical witness.
Power to summon medical witness.
510 Report of Chemical Examiner.
511 Previous conviction or acquittal how proved.
512 Record of evidence in absence of accused.
Record of evidence when offender unknown.

CHAPTER XLII.

Provisions as to Bonds.

513 Deposit instead of recognizance.
514 Procedure on forfeiture of bond.
515 Appeal from, and revision of, orders under section 514.
516 Power to direct levy of amount due on certain recognizances.

CHAPTER XLIII.

Of the Disposal of Property.

517 Order for disposal of property regarding which offence committed.
518 Order may take form of reference to District or Sub-divisional Magistrate.
519 Payment to innocent purchaser of money found on accused.
520 Stay of order under section 517, 518 or 519.
521 Destruction of libellous and other matter.
522 Power to restore possession of immoveable property.
523 Procedure by police upon seizure of property taken under section 51 or stolen.
Procedure where owner of property seized unknown.
524 Procedure where no claimant appears within six months.
525 Power to sell perishable property.

CHAPTER XLIV.

Of the Transfer of Criminal Cases.

526 Chief Court may transfer case, or itself try it.
Notice to Public Prosecutor of application under this section.
Adjournment on application under this section.
528 District or Sub-divisional Magistrate may withdraw or refer cases.
Power to authorise District Magistrate to withdraw classes of cases.

CHAPTER XLV.

Of Irregular Proceedings.

529 Irregularities which do not vitiate proceedings.
530 Irregularities which [illegible]

Sections.

531 Proceedings in wrong place.
532 When irregular commitments may be validated.
533 Non-compliance with provisions of section 164 or 364.
535 Effect of omission to prepare charge.
536 Trial by jury of offence triable with assessors.
Trial with assessors of offence triable by jury.
537 Finding or sentence when reversible by reason of error or omission in charge or other proceedings.
538 Distress not illegal nor distrainer a trespasser for defect or want of form in proceedings.

CHAPTER XLVI.

Miscellaneous.

540 Power to summon material witness, or examine person present.
541 Power to appoint place of imprisonment.
Removal to criminal jail of accused or convicted persons who are in confinement in civil jail, and their return to the civil jail.
543 Interpreter to be bound to interpret truthfully.
544 Expenses of complainants and witnesses.
545 Power of Court to pay expenses or compensation out of fine.
546 Payments to be taken into account in subsequent suit.
547 Moneys ordered to be paid recoverable as fines.
548 Copies of proceedings.
549 Delivery to military authorities of persons liable to be tried by Court-martial.
Apprehension of such persons.
550 Powers to police to seize property suspected to be stolen.
551 Powers of superior officers of police.
552 Power to compel restoration of abducted females.
554 Power of Chief Court to make rules for inspection of records of subordinate Courts and for other purposes.
555 Forms.
556 Case in which Judge or Magistrate is personally interested.
557 Practising pleader not to sit as Magistrate in certain Courts.
558 Power to decide language of Courts.
559 Powers of Government exerciseable from time to time.
560 Officers concerned in sales not to purchase or bid for property.
561 Special provisions with respect to offence of rape by a husband.

First Offenders.

562 Power to Court to release upon probation of good conduct instead of sentencing to punishment.
563 Provision in case of offender failing to observe conditions of his recognizances.
564 Conditions as to abode of offender.

Previously convicted Offenders.

565 Order for notifying address of previously convicted offender.

SCHEDULE I.—Enactments repealed.

SCHEDULE II.—Tabular Statement of Offences.

SCHEDULE III.—Ordinary Powers of Magistrates.

SCHEDULE IV.—Additional Powers with which Magistrates may be invested.

SCHEDULE V.—Forms.